

10/542413

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Michael LOCOCO

Confirmation No.:

Application No.:

Group Art Unit:

Filing Date:

Examiner:

For: BONE IMPLANT AND DEVICE FOR
FORMING A SOCKET FOR SAME

Attorney Docket No.: 6612-4000

VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS
[37 CFR 1.27(a)(1) - Independent Inventor]

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.27(a)(1) for purposes of paying reduced fees under section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention entitled * described in:

- ☒ the specification filed herewith
☐ application no. _____ filed _____
☐ patent no. _____ issued _____

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.27(a)(1) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.27(a)(2) or a nonprofit organization under 37 CFR 1.27(a)(3).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern, or organization
☐ persons, concerns or organizations listed below*

FULL NAME: _____
ADDRESS: _____

☐ INDIVIDUAL ☐ SMALL BUSINESS CONCERN ☐ NONPROFIT ORGANIZATION

*NOTE: Separate verified statements are required from each named person, concern, or organization having rights to the invention averring to their status as small entities.

Rec'd PCT/PTO 10 DEC 2005
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I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. [37 CFR 1.27 (g)]

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, and patent issuing thereon, or any patent to which this verified statement is directed.

Send correspondence to: WINSTON & STRAWN LLP
Customer No. 28765

Direct Telephone calls to:
Patent Department
202-282-5904

Name of Inventor: Michael LOCOCO

Signature: Michael Philip Lococo

Date: July 18, 2005

DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION
(UNASSIGNED NONPROVISIONAL APPLICATION)

10/542413

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

BONE IMPLANT AND DEVICE FOR FORMING A SOCKET FOR SAME

and for which a patent application:

- ☐ is attached hereto and includes amendment(s) filed on _____ (if applicable)
- ☐ was filed in the United States on _____ as Application No. _____ (declaration not accompanying application) with amendment(s) filed on _____ (if applicable)
- ☒ was filed as PCT international Application No. **PCT/CA2004/000016** on **January 6, 2004** and was amended on even date herewith.

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION			
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED
2,416,348 ✓	Canada ✓	14 January, 2003 ✓	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED

5- POWER OF ATTORNEY: As a named inventor, I hereby appoint Allan A. Fanucci (Reg. No. 30,256), Daniel J. Hulseberg (Reg. No. 36,554), Jeffrey A. Wolfson (Reg. No. 42,234), Scott H. Blackman (Reg. No. 34,088), and Mark K. Dickson (Reg. No. 32,889) of Winston & Strawn LLP, my attorneys, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SEND CORRESPONDENCE TO: WINSTON & STRAWN LLP DIRECT TELEPHONE CALLS TO
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202-282-5904

1001	FULL NAME OF INVENTOR	LAST NAME LOCOCO	FIRST NAME Michael	MIDDLE NAME
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	SIGNATURE OF INVENTOR 203			DATE
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	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY ZIP CODE
	SIGNATURE OF INVENTOR 205			DATE